

Senate Engrossed House Bill

**FILED**

**JANICE K. BREWER  
SECRETARY OF STATE**

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
First Regular Session  
2007

CHAPTER 257

## **HOUSE BILL 2783**

AN ACT

AMENDING LAWS 2006, CHAPTER 335, SECTION 1; MAKING CAPITAL OUTLAY  
APPROPRIATIONS FOR THE DIFFERENT DEPARTMENTS OF THE STATE AND FOR STATE  
INSTITUTIONS; REQUIRING CERTAIN REPORTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Laws 2006, chapter 335, section 1 is amended to read:

3 Section 1. Conditional appropriation; Arizona welcome center;  
4 exemption

5 A. The sum of \$2,000,000 is appropriated from the state general fund  
6 in fiscal year 2006-2007 to the office of tourism for distribution to the  
7 city of Yuma to establish an Arizona welcome center provided that the office  
8 of tourism determines and informs the joint legislative budget committee  
9 that:

10 1. All plans for the center are delivered to the city of Yuma.

11 2. The city of Yuma receives ownership of the property OR THE PROPERTY  
12 IS CONVEYED BY LICENSE TO THE CITY OF YUMA.

13 B. The city of Yuma shall not expend more than \$500,000 on planning  
14 and design for the Arizona welcome center.

15 C. The appropriation made in subsection A of this section shall be for  
16 start-up capital and the city of Yuma shall bear the cost of ongoing  
17 operation and maintenance of the center through its city-funded convention  
18 and visitors bureau.

19 D. The appropriation made in subsection A of this section is exempt  
20 from the provisions of section 35-190, Arizona Revised Statutes, relating to  
21 lapsing of appropriations.

22 Sec. 2. Capital outlay appropriations; major maintenance and  
23 repair of state buildings

24 A. Notwithstanding section 41-793.01, Arizona Revised Statutes, the  
25 amounts appropriated in this section are appropriated for fiscal year  
26 2007-2008 and shall be used by the applicable agency for major maintenance  
27 and repair activities for state buildings in accordance with title 41,  
28 chapter 4, article 7, Arizona Revised Statutes. Twenty-five per cent or less  
29 of the monies may be spent for state building modifications to comply with  
30 the federal Americans with disabilities act (42 United States Code sections  
31 12101 through 12213 and 47 United States Code sections 225 and 611) or for  
32 major maintenance and repair activities for state infrastructure. The monies  
33 may be used only for facilities on the state building inventory or for  
34 infrastructure that directly supports those facilities. Of the amounts  
35 appropriated to the department of administration, up to \$275,000 in personal  
36 services and employee-related expenditures for up to five FTE positions may  
37 be allocated each fiscal year until the building renewal projects are  
38 completed. All other monies appropriated in this section shall not be spent  
39 for personal services or employee-related expenditures or for maintenance  
40 contracts on building components and equipment without review by the joint  
41 committee on capital review. Any monies appropriated for building renewal in  
42 fiscal year 2007-2008 that are unexpended or unencumbered on June 30, 2009  
43 shall revert to the fund from which the monies were appropriated. The  
44 building renewal expenditure plans submitted by agencies for review by the

1 joint committee on capital review shall identify the components for each  
2 project that incorporate energy efficient systems.  
3 B. DEPARTMENT OF ADMINISTRATION \$ 7,257,100  
4 Fund source:  
5 Capital outlay stabilization fund \$ 7,257,100  
6 The department of administration shall allocate the monies to state  
7 agencies for necessary building renewal. If monies in the capital outlay  
8 stabilization fund are insufficient to fund the appropriation to the  
9 department of administration for building renewal, the appropriation to the  
10 department of administration shall be reduced by the difference between the  
11 amount appropriated to the department of administration from the capital  
12 outlay stabilization fund and the balance in the capital outlay stabilization  
13 fund.  
14 C. DEPARTMENT OF TRANSPORTATION \$ 3,918,200  
15 Fund source:  
16 State highway fund \$ 3,777,100  
17 State aviation fund \$ 141,100  
18 D. ARIZONA EXPOSITION AND STATE FAIR BOARD \$ 1,631,800  
19 Fund source:  
20 Arizona exposition and state fair fund \$ 1,631,800  
21 E. GAME AND FISH DEPARTMENT \$ 474,200  
22 Fund source:  
23 Game and fish fund \$ 474,200  
24 F. ARIZONA LOTTERY COMMISSION \$ 60,000  
25 Fund source:  
26 State lottery fund \$ 60,000  
27 Sec. 3. Capital outlay appropriations; major capital projects;  
28 department of administration  
29 2007-2008  
30 Department of administration:  
31 1. Prison cell locks and cell  
32 doors replacement \$ 5,200,000  
33 Fund source:  
34 State general fund \$ 5,200,000  
35 2. Department of juvenile corrections  
36 HVAC and electrical renovations \$ 885,000  
37 Fund source:  
38 State general fund \$ 885,000  
39 3. Tucson office building renovations \$ 1,500,000  
40 Fund source:  
41 Risk management revolving fund \$ 1,500,000  
42 Total appropriation - department of administration \$ 7,585,000  
43 Fund source:  
44 State general fund \$ 6,085,000  
45 Risk management revolving fund \$ 1,500,000

Pursuant to section 41-1252, Arizona Revised Statutes, the department of administration shall submit the capital projects to the joint committee on capital review for its review.

Sec. 4. Capital outlay appropriations: major capital projects:  
game and fish department

|   | <u>2007-2008</u> |
|---|------------------|
| Game and fish department:   |                  |
| 1. <u>Boat shade canopies</u>                                     | \$ 195,000       |
| Fund source:  |                  |
| Watercraft licensing fund   | \$ 195,000       |
| 2. <u>Boat registration kiosks</u>                                | \$ 240,000       |
| Fund source:  |                  |
| Watercraft licensing fund   | \$ 240,000       |
| 3. <u>Shooting range access improvements</u>                      | \$ 150,000       |
| Fund source:  |                  |
| Game and fish capital improvement fund                            | \$ 150,000       |
| 4. <u>Statewide preventative maintenance</u>                      | \$ 30,000        |
| Fund source:  |                  |
| Game and fish fund  | \$ 30,000        |
| 5. <u>Headquarters construction</u>                               | \$ 80,000        |
| Fund source:  |                  |
| Watercraft licensing fund   | \$ 80,000        |
| 6. <u>Becker lake facilities improvements</u>                     | \$ 120,000       |
| Fund source:  |                  |
| Game and fish capital improvement fund                            | \$ 120,000       |
| 7. <u>Becker lake wildlife area bridge</u>                        | \$ 52,000        |
| Fund source:  |                  |
| Game and fish capital improvement fund                            | \$ 52,000        |
| 8. <u>Regional (Flagstaff) office</u><br><u>remodel/expansion</u> | \$ 1,050,000     |
| Fund source:  |                  |
| Game and fish capital improvement fund                            | \$ 1,050,000     |
| 9. <u>Seven mile shooting range</u>                               | \$ 48,000        |
| Fund source:  |                  |
| Game and fish capital improvement fund                            | \$ 48,000        |
| 10. <u>Robbins Butte levee</u>                                    | \$ 228,000       |
| Fund source:  |                  |
| Game and fish capital improvement fund                            | \$ 228,000       |
| Total appropriation - game and fish department                    | \$ 2,193,000     |
| Fund source:  |                  |
| Game and fish capital improvement fund                            | \$ 1,648,000     |
| Game and fish fund  | \$ 30,000        |
| Watercraft licensing fund   | \$ 515,000       |

The Arizona game and fish department shall conduct a study to determine the feasibility of developing a shooting range in the Sunflower, Arizona area, and report its findings to the joint committee on capital review by October 15, 2007.

Sec. 5. Capital outlay appropriations; major capital projects:  
department of transportation

2007-2008

Department of transportation:

1. Statewide highway construction \$239,801,800

Fund source:

State highway fund \$239,801,800

The amount appropriated for highway construction is from the state highway fund for the planning and construction of state highways, including the national system of interstate highways within this state, the state primary or secondary system, the county primary or secondary system and urban rural routes, the acquisition of rights-of-way, the cost of contracted field administration and field engineering on construction projects and debt service payments on bonds issued for highway construction. Any balances and collections in the state highway fund in excess of the specific amounts appropriated in the general appropriations act and in this act are appropriated to the department for the purposes provided in this paragraph.

2. Airport planning and development \$ 25,306,000

Fund source:

State aviation fund \$ 25,306,000

The amount is appropriated from the state aviation fund for the planning, construction, development and improvement of state, county, city or town airports as determined by the state transportation board. Any balances and collections in the state aviation fund in excess of the specific amounts appropriated in the general appropriations act and in this act are appropriated to the department of transportation for the purposes provided in this paragraph.

3. Payson motor vehicle division  
service center \$ 1,229,400

Fund source:

Notwithstanding title 28, chapter 18,  
article 2, Arizona Revised Statutes,  
Arizona highway user revenue fund \$ 1,229,400

4. Surprise motor vehicle division  
service center \$ 3,956,300

Fund source:

Notwithstanding title 28, chapter 18,  
article 2, Arizona Revised Statutes,  
Arizona highway user revenue fund \$ 3,956,300

|    |  |               |
|----|--|---------------|
| 1  | 5. <u>De-icer buildings</u>                          | \$ 1,850,000  |
| 2  | Fund source:   |               |
| 3  | State highway fund                                   | \$ 1,850,000  |
| 4  | 6. <u>Oil and asphalt storage tanks</u>              | \$ 1,365,000  |
| 5  | Fund source:   |               |
| 6  | State highway fund                                   | \$ 1,365,000  |
| 7  | 7. <u>Vehicle wash systems</u>                       | \$ 2,021,300  |
| 8  | Fund source:   |               |
| 9  | State highway fund                                   | \$ 2,021,300  |
| 10 | 8. <u>Safford vehicle maintenance shop</u>           | \$ 3,215,000  |
| 11 | Fund source:   |               |
| 12 | State highway fund                                   | \$ 3,215,000  |
| 13 | 9. <u>Far southeast valley multiuse facility</u>     | \$ 6,701,900  |
| 14 | Fund sources:  |               |
| 15 | Notwithstanding title 28, chapter 18,                |               |
| 16 | article 2, Arizona Revised Statutes,                 |               |
| 17 | Arizona highway user revenue fund                    | \$ 1,511,900  |
| 18 | State highway fund                                   | \$ 5,190,000  |
| 19 | 10. <u>Grand canyon airport restroom renovations</u> | \$ 210,000    |
| 20 | Fund source:   |               |
| 21 | State aviation fund                                  | \$ 210,000    |
| 22 | 11. <u>Grand canyon airport water storage</u>        |               |
| 23 | <u>tank renovations</u>                              | \$ 635,000    |
| 24 | Fund source:   |               |
| 25 | State aviation fund                                  | \$ 635,000    |
| 26 | Total appropriation - department of transportation   | \$286,291,700 |
| 27 | Fund sources:  |               |
| 28 | Notwithstanding title 28, chapter 18,                |               |
| 29 | article 2, Arizona Revised Statutes,                 |               |
| 30 | Arizona highway user revenue fund                    | \$ 6,697,600  |
| 31 | State highway fund                                   | \$253,443,100 |
| 32 | State aviation fund                                  | \$ 26,151,000 |

33 Sec. 6. Department of economic security; Hopi assisted living  
34 center; appropriation

35 The sum of \$142,500 is appropriated from the state general fund in  
36 fiscal year 2007-2008 to the department of economic security for distribution  
37 to the Hopi tribe as one-time funding for architectural and design of an  
38 assisted living center.

39 Sec. 7. Old health laboratory renovation; appropriations;  
40 review

41 A. The sum of \$2,207,000 is appropriated from the state general fund  
42 in each of fiscal years 2007-2008 and 2008-2009 to the department of  
43 administration for renovation of the old health laboratory.

1           B. Pursuant to section 41-1252, Arizona Revised Statutes, the  
2 department of administration shall submit the scope and estimated cost of the  
3 project to the joint committee on capital review for its review.

4           Sec. 8. Department of administration; lease purchase  
5                   authorization

6           A. The department of administration, in accordance with section  
7 41-791.02, Arizona Revised Statutes, may enter into a lease purchase  
8 agreement for the issuance of certificates of participation in an amount not  
9 to exceed \$39,000,000.

10          B. From the \$39,000,000 in lease purchase proceeds authorized in  
11 subsection A of this section, the department of administration shall allocate  
12 \$6,800,000 for prison water and wastewater projects and \$32,200,000 for a new  
13 forensic unit and infrastructure improvements at the Arizona state hospital.

14          C. For the lease purchase agreement entered into pursuant to this  
15 section, the repayment period shall not exceed fifteen years and the  
16 department of administration shall structure the agreement so that the first  
17 debt service payment does not occur until fiscal year 2008-2009. The  
18 legislature shall appropriate the amount necessary for the fiscal year  
19 2008-2009 debt service payment in the department of administration operating  
20 budget for fiscal year 2008-2009.

21          D. Pursuant to sections 41-791.02 and 41-1252, Arizona Revised  
22 Statutes, the department of administration shall submit any capital projects  
23 authorized pursuant to this section, including any funding and FTE position  
24 allocations for project management, to the joint committee on capital review  
25 for its review.

26           Sec. 9. Appropriations; Yuma welcome center; exemption

27          A. The sum of \$1,000,000 is appropriated from the state general fund  
28 in each of the fiscal years 2007-2008 and 2008-2009 to the office of tourism  
29 for distribution to the city of Yuma for the completion of the Arizona  
30 welcome center authorized by Laws 2006, chapter 335, section 1, as amended by  
31 this act.

32          B. The appropriations made in subsection A of this section are exempt  
33 from the provisions of section 35-190, Arizona Revised Statutes, relating to  
34 lapsing of appropriations.

35           Sec. 10. Appropriations; Navajo multipurpose center; exemption

36          A. The sum of \$1,000,000 is appropriated from the state general fund  
37 in each of the fiscal years 2007-2008 and 2008-2009 to the department of  
38 economic security for distribution to the Navajo Nation for a multipurpose  
39 center.

40          B. The appropriations made in subsection A of this section are exempt  
41 from the provisions of section 35-190, Arizona Revised Statutes, relating to  
42 lapsing of appropriations.

1       Sec. 11. Department of administration reports; FTE positions;  
2               reallocations

3       A. The department of administration shall report on the status of  
4 project-specific FTE positions for capital projects in its annual capital  
5 budget request.

6       B. The department of administration may allocate FTE positions  
7 authorized for specific projects to other projects in this act provided that  
8 funding for the FTE positions is cost allocated among the projects receiving  
9 benefit. The department of administration shall report any FTE position  
10 reallocations to the joint committee on capital review by December 31, 2007.

11       Sec. 12. Use of appropriations; limitation

12       Unless otherwise specified, the monies appropriated in this act shall  
13 not be spent for personal services or employee-related expenditures of state  
14 employees, excluding any services provided as part of the inmate construction  
15 program for correctional facilities.

16       Sec. 13. Lapsing; exemption

17       Unless otherwise specified, the appropriations made in this act do not  
18 lapse until the purpose for which the appropriation was made has been  
19 accomplished or abandoned, or the appropriation stands for a full fiscal year  
20 without an expenditure or an encumbrance.

APPROVED BY THE GOVERNOR JUNE 25, 2007.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 25, 2007.